

**HOUSE . . . . . No. 3297**

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By Mr. Eldridge of Acton, petition of James B. Eldridge and others for legislation to improve recycling rates in the Commonwealth by providing recycling containers adjacent to beverage vending machines. Telecommunications, Utilities and Energy.

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**The Commonwealth of Massachusetts**

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PETITION OF:

James B. Eldridge	Michael F. Rush
Tom Sannicandro	Peter V. Kocot
Jarrett T. Barrios	Barbara A. L'Italien
Denise Provost	Stephen Kulik
William N. Brownsberger	Denis E. Guyer
Kay Khan	Cory Atkins
Douglas W. Petersen	

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In the Year Two Thousand and Seven.

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AN ACT TO IMPROVE RECYCLING RATES IN THE COMMONWEALTH BY PROVIDING RECYCLING CONTAINERS ADJACENT TO BEVERAGE VENDING MACHINES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

- 1 Chapter 94. Section 309. License; necessity; application;
- 2 issuance; display; fees be amended as follows:—
- 3 When such vending machines contain beverages sold in any bev-
- 4 erage container as defined Chapter 94 Section 321, the applicant for
- 5 said license as described in Section 309 shall cause the placement of
- 6 a receptacle of suitable size and material as determined by the com-
- 7 missioner of administration under the provision of section three B of
- 8 chapter seven. This receptacle shall be clearly indicated as for “recy-
- 9 cling of beverage containers”.
- 10 The licensee shall cause the recyclable contents of this receptacle
- 11 to be transferred to appropriate recycling facilities and done so with
- 12 adequate frequency that contents of said receptacle do not protrude
- 13 above the highest point on said receptacle.

14 Said receptacle shall be located within no more than ten feet of  
15 the vending machine(s). In the case that there are multiple vending  
16 machines, said receptacle may be located ten feet from the closest  
17 vending machine in the group.

18 Failure to place said receptacle as described herein shall cause the  
19 revocation of the permit to operate said vending machine. In the  
20 event that the receptacle's composition, placement, or size are deter-  
21 mined by other regulations and or statutes, making placement  
22 impossible, the license to operate the vending machine must be  
23 revoked.